

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

11 JAMES ALLEN,) Case No. EDCV 08-828-JVS (JW)
12 Petitioner,)
13 vs.) ORDER ADOPTING
14 MATTHEW MORTEL, Warden,) REPORT AND
15 Respondent.) RECOMMENDATION OF
16) UNITED STATES
) MAGISTRATE JUDGE

18 Pursuant to 28 U.S.C. § 636(b)(1)(C), the Court has reviewed the Petition,
19 all of the records and files herein and the attached Report and Recommendation
20 of the United States Magistrate Judge, and has made a de novo determination of
21 the Report and Recommendation. Further, the Court has engaged in a de novo
22 review of those portions of the Report to which Petitioner has objected. The
23 Court concurs with and adopts the conclusions of the Magistrate Judge.

24 IT IS ORDERED that the Petition filed herein is **dismissed with**
25 **prejudice.**

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1 IT IS FURTHER ORDERED that the Clerk shall serve forthwith a copy of
2 this Order, the Magistrate Judge's Report and Recommendation, and the
3 Judgment herein by the United States mail on petitioner.

4 LET JUDGMENT BE ENTERED ACCORDINGLY.

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6 DATED: 10. 30. 08



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8 JAMES V. SELNA
9 United States District Judge

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